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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/762,511	01/23/2004	Moon-jeong Choi	Q79175	5245
23373	7590	08/06/2007		
SUGHRUE MION, PLLC 2100 PENNSYLVANIA AVENUE, N.W. SUITE 800 WASHINGTON, DC 20037			EXAMINER DAILEY, THOMAS J	
			ART UNIT 2152	PAPER NUMBER
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/762,511

Applicant(s)

CHOI, MOON-JEONG

Examiner

Thomas J. Dailey

Art Unit

2152

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 24 January 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-24 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-24 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
- 1) ☒ Certified copies of the priority documents have been received.
 - 2) ☐ Certified copies of the priority documents have been received in Application No. _____.
 - 3) ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>5/10/2006</u> , <u>6/23/05</u> | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. Claims 1-24 are pending in this application.

Claim Rejections - 35 USC § 112

2. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

3. Claims 10-14 and 15-22 rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.
4. Claim 10 recites, "a function...*can be* represented in marking." (lines 5-7) The use of the phrase *can be* renders the claim indefinite. Furthermore, reciting "represented in marking" is vague and unclear. Does it mean they selected by a user?
5. Claim 10 recites, "the function selection" (lines 2-3). This lacks antecedent basis in this or the previous claims.
6. As to claim 11, the following lack antecedent basis:
 - (a) "the selected function" (line 4)
 - (b) "the functions in marking" (line 6) (Claim 10 only refers a singular function)

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7. Claim 14 recites "the device which is newly registered." This lacks antecedent basis in this or the previous claims
8. As to claim 15 recites, the following lack antecedent basis:
 - (a) "the function selection" (line 5).
 - (b) "the device corresponding to the control signal" (line 5)
 - (c) "the functions corresponding to the control signal" (line 6)
9. Claim 15 recites, "a fourth remote control service page" (line 3). It is unclear how there is a fourth page, when there is now third or second page recited in the parent claims.
10. Claim 22 recites, "a fifth remote control service page" (line 4). It is unclear how there is a fifth page, when there is now third or second page recited in the parent claims.
11. As to claims 12-14 and 16-21, they are rejected due to their dependence on the previously rejected claims.

Claim Rejections - 35 USC § 102

12. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

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A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

13. Claims 1-10, 15, and 23-24 are rejected under 35 U.S.C. 102(b) as being anticipated by Humpleman et al (US Pat. 6,243,707), hereafter "Humpleman."

14. As to claim 1, Humpleman discloses a remote control service processing device in a home network environment (Abstract), comprising:

an interface for a data exchange between a plurality of types of devices which are designed to respond to a remote control command received through the network (column 4, lines 54-63);

a storage unit which stores a remote control service list information which represents a function responding to a remote controller of the respective devices connected in the network (column 7, lines 38-48); and

a control unit which collects the remote control service list information from the respective devices, stores the collected information in the storage unit (column 14, lines 21-29), and provides a certain device in the network with a remote control service to remote control at least one of the respective devices through a graphic user interface (column 7, lines 38-48 and column 14, lines 30-34).

15. As to claim 2, Humpleman discloses the control unit comprises:

a database server which collects the remote control service list information and manages the collected information (column 14, lines 38-42, the session manager inherently that manages function information as it sends command and control information to the managed devices); and

a remote control proxy server which provides the certain device with the remote control service in accordance with the remote control service list information collected through the database server, and upon receiving from the certain device a request for the remote control through the remote control service, reads a remote control command from the database server in accordance with the remote control request (column 14, lines 38-42, command and control signals are inherently read from the database in the session manager as they are sent from the session manager), and transmits the remote control command to the corresponding device (column 14, lines 38-42).

16. As to claim 3, Humpleman discloses the database server maps an icon in correspondence with each device (column 13, lines 54-58).

17. As to claim 4, Humpleman discloses the remote control proxy server provides the remote control service so as to enable the certain device to select through the icon a device for remote control (column 13, line 64-column 14, line 5).

18. As to claim 5, Humpleman discloses the remote control proxy server provides an icon representation selection tool as the remote control service, with which a user can selectively display the icon (column 14, lines 6-18).

19. As to claim 6, Humpleman discloses when an information regarding the selection of the icon is received from the certain device, the remote control proxy server provides the remote control service so that a remote control service page can be displayed to display the remote control service list of the device corresponding to the icon (column 13, lines 45-58, icons are linked to device homepages which have control commands for that particular device, e.g. Fig. 13).

20. As to claim 7, Humpleman discloses the remote control proxy server provides the certain device with a remote control service selection item in the form of a list together with other available services (column 18, lines 48-55 and Fig 13, various commands can be given to the DVCR).

21. As to claim 8, Humpleman discloses when an information regarding the selection from the remote control service item is received from the service list, the remote control proxy server provides a remote control service setting menu for the user to set functions of the respective devices in the network (column 18, lines 48-55 and Fig. 13, commands are listed for a device, in this example the DVCR), and provides a first remote control service page for displaying a remote control

service provision menu for the functions of the devices registered through the remote control service setting menu (Fig. 12A and column 18, lines 4-8, a user can select any of the devices controlled by the system).

22. As to claim 9, Humpleman discloses when an information regarding the selection from the remote control service setting menu is received, the remote control proxy server provides a second remote control service page which matches the function lists of the respective devices with the devices and represents the result (Fig. 12A, Fig. 12 column 18, lines 4-16, in this example a user selects the DVCR page, and now the functions available to the DVCR are displayed).

23. As to claim 10, Humpleman discloses when a control signal is input in accordance with the function selection of the respective devices in a state that the second remote control service page is displayed, the remote control proxy server provides the remote control service so that a function corresponding to the control signal among the remote control service list displayed on the second remote control service page can be represented in marking (Fig. 12A, Fig. 12 column 18, lines 4-16).

24. As to claim 15, Humpleman discloses when an information regarding the selection from the remote control service setting menu is received, the remote control proxy server provides a fourth remote control service page to separately

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display the device corresponding to the control signal in accordance with the function selection of the respective device, and the functions corresponding to the control signal (Fig. 13 and column 18, lines 48-55).

25. As to claim 23, Humpleman discloses the certain device is a device having a display (column 7, lines 38-48).

26. As to claim 24, Humpleman discloses said remote control service processing device is said certain device (column 7, lines 38-48, display device provides interface to input commands).

Claim Rejections - 35 USC § 103

27. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

- (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

28. Claims 11-14 and 16-22 are rejected under 35 U.S.C. 103(a) as being unpatentable over Humpleman as applied to claims 1-10 above, and further in view of what was well known in the art at the time of the invention.

29. As to claim 11, Humpleman discloses the invention substantially with regard to the parent claim 10, and further discloses respective devices in the home network that have names that can be changed (Fig. 8, label 712, names of are obviously user created).

However, Humpleman does not disclose specifics with how those names can be changed specifically with regards to when a confirm button is selected, the database server generates a new identifier with respect to the functions in marking and the respective devices, matches and registers the functions in marking with the generated identifier. Simply, adding a confirm button when modifying the device identifiers in Humpleman would have been an obvious modification to one of ordinary skill in the art at the time of the invention. Therefore, Official Notice is taken, that combining the teachings of Humpleman with a well-known practice in the art (the use of a confirm button) would have been obvious to one of ordinary skill in the art at the time of the invention.

30. As to claims 12 and 17, Humpleman discloses the database server registers the identifier as a device identifier (Fig. 8, label 712, names of are obviously user created and assigned to a specific device).

31. As to claims 13 and 19, Humpleman discloses the remote control service provision menu is selected, the remote control proxy server provides a third

remote control service page so that the devices registered in the database server are displayed (Fig. 12A, label 1004 with labels 1014, 1016, 1018, and 1020 denoting the devices registered in the database).

32. As to claims 14 and 18, Humpleman discloses when an information regarding a remote control request is received from the certain device to the device which is newly registered with the identifier, the remote control proxy server transmits the remote control command sequentially and at a predetermined time interval to at least one of the respective devices with respect to the functions matched and registered with the identifier (Fig. 13, label 1006, commands are given to DVCR via the GUI).

33. As to claim 16, it is rejected by the same rationale set forth in claim 11's rejection.

34. As to claim 20, Humpleman discloses the database server maps an icon for each device (column 13, lines 54-58).

35. As to claim 21, Humpleman discloses the remote control proxy server provides the remote control service so that the certain device can select the icon of one of said devices wanted for remote control during the execution of the function of the certain device (column 13, line 64-column 14, line 5).

36. As to claim 22, Humpleman discloses when an information regarding the selection of one of said icons is received from the certain device, the remote control proxy server provides a fifth remote control service page so that the device and the function corresponding to the selected icon can be matched with each other and displayed (Fig. 13, label 1006 and column 18, lines 48-55).

Conclusion

37. For additional prior art made of record and not relied upon and considered pertinent to applicant's disclosure see attached Notice of References Cited, Form PTO-892.

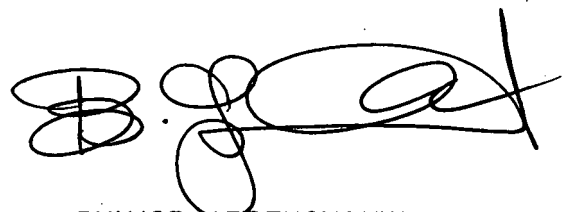
38. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thomas J. Dailey whose telephone number is 571-270-1246. The examiner can normally be reached on Monday thru Friday; 9:00am - 5:00pm.

39. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bunjob Jaroenchonwanit can be reached on 571-272-3913. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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40. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.


TJD
8/2/2007



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SUPERVISORY PATENT EXAMINER

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